saalt
SOUTH ASIAN AMERICANS LEADING TOGETHER

Know Your Rights and Prepare for Enforcement

Who are we?

CAPITAL AREA
IMMIGRANTS' RIGHTS
COALITION

Only non-profit providing free legal services to adults and children detained in Virginia and Maryland and in deportation proceedings.

Convene the DMV Immigration Alliance

www.caircoalition.org

Agenda

- Law enforcement officials
- Your rights
  - At home
  - In a public area
  - In a car
  - In a workplace
  - In jail or police custody
  - In an immigration detention center
- Additional resources

Law Enforcement Officials

Federal

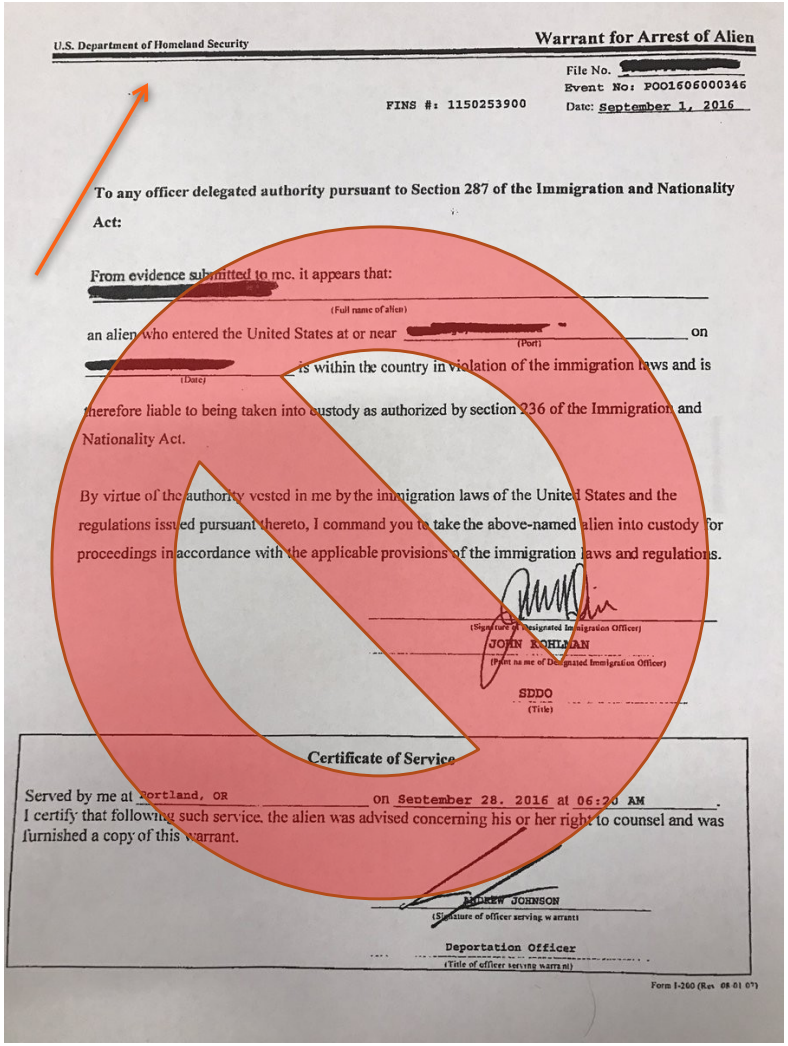
- Dep't Homeland Security (DHS)
  - CBP (at the border only)
  - ICE
  - HSI
- Dep't of Justice (DOJ)
  - FBI
- DEA

Local

- Police or Sheriff

Rights at Home

- Two ways to enter your home:
  - valid warrant
  - your consent/permission
- DO NOT OPEN THE DOOR
- Always ask for identification
- Ask to see a warrant
  - Look for the words “United States District Court” on top
  - Search vs. arrest
- You have the right to remain silent



U.S. Department of Homeland Security

Warrant for Arrest of Alien

File No. [redacted]
Event No: POO1606000346
FINS #: 1150253900
Date: September 1, 2016

To any officer delegated authority pursuant to Section 287 of the Immigration and Nationality Act:

From evidence submitted to me, it appears that:

[redacted]
(Full name of alien)

an alien who entered the United States at or near [redacted] (Port) on [redacted] (Date) is within the country in violation of the immigration laws and is therefore liable to being taken into custody as authorized by section 236 of the Immigration and Nationality Act.

By virtue of the authority vested in me by the immigration laws of the United States and the regulations issued pursuant thereto, I command you to take the above-named alien into custody for proceedings in accordance with the applicable provisions of the immigration laws and regulations.

(Signature of designated Immigration Officer)
JOHN KOHLMAN
(Print name of Designated Immigration Officer)
SDDO
(Title)

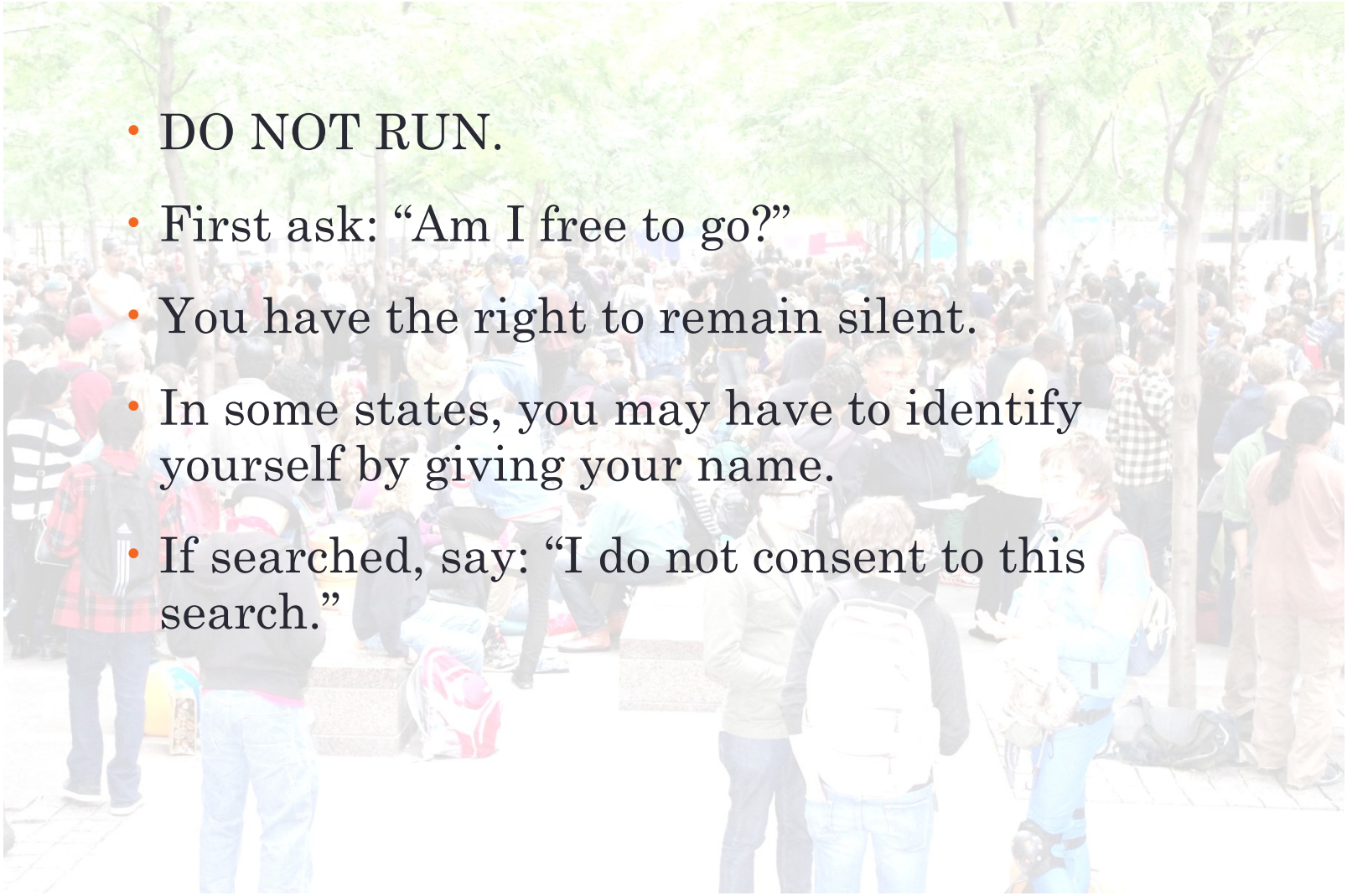
Certificate of Service

Served by me at Portland, OR on September 28, 2016 at 06:20 AM.
I certify that following such service, the alien was advised concerning his or her right to counsel and was furnished a copy of this warrant.

ANDREW JOHNSON
(Signature of officer serving warrant)
Deportation Officer
(Title of officer serving warrant)

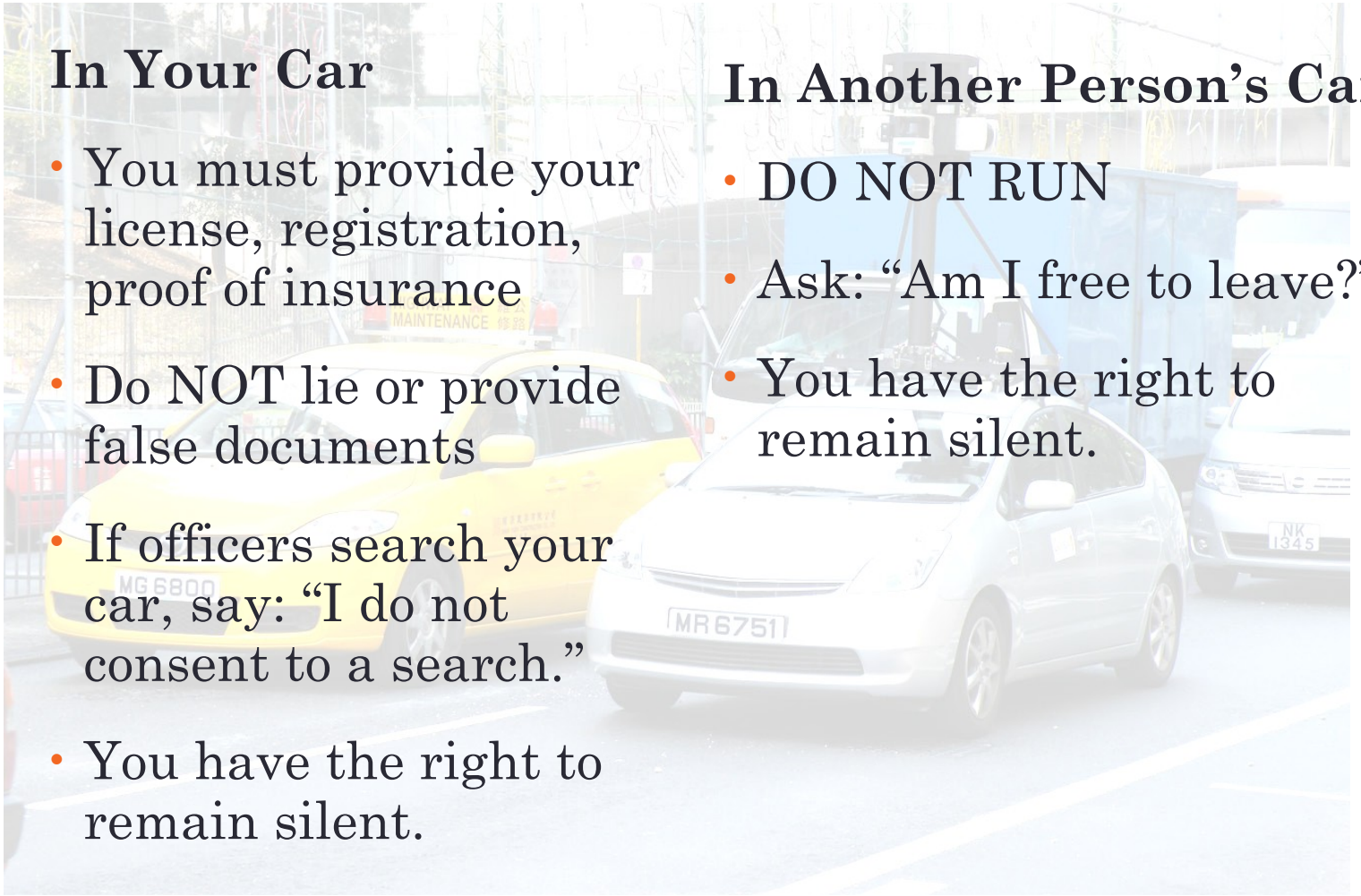
Form I-200 (Rev. 08-01-07)

Rights in a Public Area



- DO NOT RUN.
- First ask: “Am I free to go?”
- You have the right to remain silent.
- In some states, you may have to identify yourself by giving your name.
- If searched, say: “I do not consent to this search.”

Rights in a Car



In Your Car

- You must provide your license, registration, proof of insurance
- Do NOT lie or provide false documents
- If officers search your car, say: "I do not consent to a search."
- You have the right to remain silent.

In Another Person's Car

- DO NOT RUN
- Ask: "Am I free to leave?"
- You have the right to remain silent.

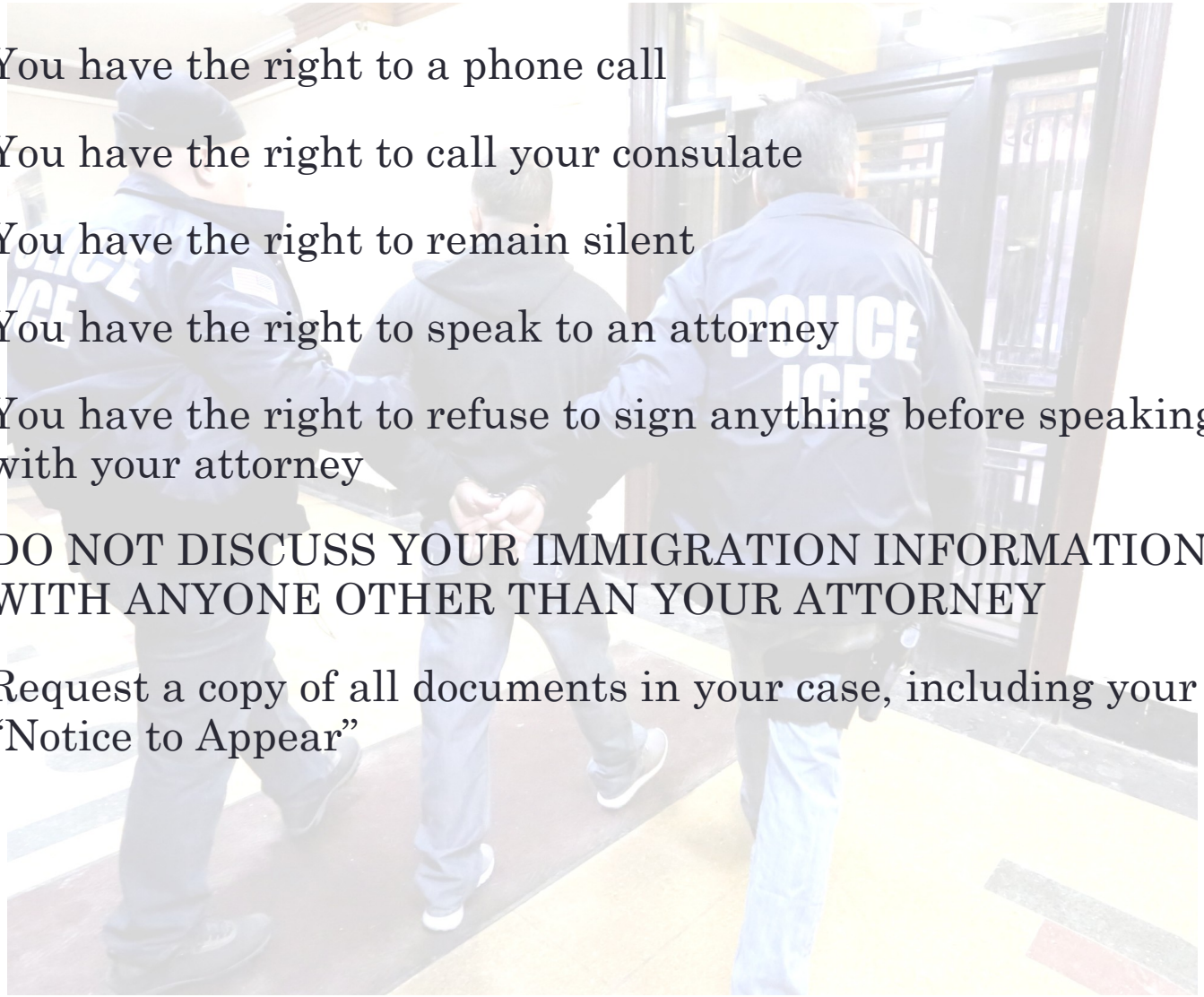
Rights in a Workplace

- Two ways to enter
  - a valid warrant
  - permission from your employer
- DO NOT RUN
- You have the right to remain silent
- Make a plan with your coworkers!

Rights in Jail or Police Custody

- Criminal arrests, charges, and convictions can affect your immigration status
- You have the right to remain silent
- You have the right to a phone call
- You have the right to an attorney
- DO NOT DISCUSS YOUR IMMIGRATION INFORMATION WITH ANYONE OTHER THAN YOUR ATTORNEY
- You have the right to refuse to sign anything before speaking with your attorney

Rights in Immigration Detention



- You have the right to a phone call
- You have the right to call your consulate
- You have the right to remain silent
- You have the right to speak to an attorney
- You have the right to refuse to sign anything before speaking with your attorney
- DO NOT DISCUSS YOUR IMMIGRATION INFORMATION WITH ANYONE OTHER THAN YOUR ATTORNEY
- Request a copy of all documents in your case, including your "Notice to Appear"

Know Your Rights
Additional Resources

- ACLU: https://www.aclu.org/know-your-rights/what-do-if-youre-stopped-police-immigration-agents-or-fbi
- Council on American-Islamic Relations (CAIR): https://www.cair.com/know-your-rights.html
- Sanctuary DMV: http://sanctuarydmv.org/

Airports:

- Electronic Frontier Foundation: https://www.eff.org/document/defending-privacy-us-border-guide-travelers-carrying-digital-devices
- Dulles Justice Coalition: https://www.dullesjustice.org/
  - Email if traveling